

FILED *C*

2008 APR 16 PM 4:33

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 JOSEPH VU NGUYEN, and

17 DAVIS KIET DANG,

18 aka Kiet Dang,
aka Kiet Davis Anh Dang,
aka Kiet Davisanh Dang,

19 Defendants.

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NO. CR08-0246 *CW*
SEALING APPLICATION AND
SEALING ORDER

21 The United States requests that the Indictment, Penalty Sheet and Arrest Warrant (except
22 that the Clerk's office may provide a copy of the Arrest Warrant to the U.S. Attorney's Office
23 and the executing agents) in the above-captioned case filed with the Court on April 16, 2008, be
24 filed under seal until further order of the Court. The reason for this request is to facilitate the

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28 SEALING APPLICATION AND ORDER

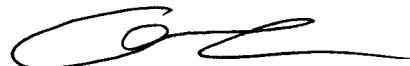
1 gathering of evidence related to offenses committed by the defendants. Revealing the indictment
2 may alert the defendants to the existence of a federal investigation into offenses committed by
3 them. If the defendants learned of their indictment they may take steps to obstruct justice by
4 intimidating witnesses and/or destroying evidence or by employing others to do so.

5 WHEREFORE, I respectfully request that the Court issue an Order granting this Application.

6 DATED: April 15, 2008

Respectfully submitted,

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8 JOSEPH P. RUSSONIELLO
9 United States Attorney

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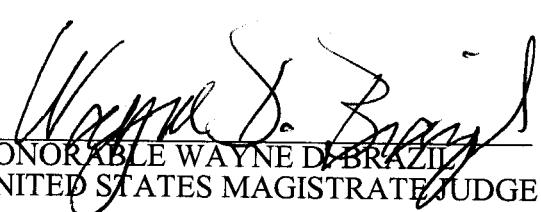
11 GARTH HIRE
12 Assistant United States Attorney

13 **ORDER**

14 On the government's application, the Indictment, Penalty Sheet, and Arrest Warrant filed
15 with the Court on April 16, 2008, shall be filed under seal until further order of the court (except
16 that the Clerk's office may provide a copy of the Arrest Warrant to the U.S. Attorney's Office
17 and the executing agents).

18 IT IS SO ORDERED.

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21 DATED: 4/16/08

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23 HONORABLE WAYNE D. BRAZIL
24 UNITED STATES MAGISTRATE JUDGE
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SEALING APPLICATION AND ORDER